

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

|                           |   |                    |
|---------------------------|---|--------------------|
| UNITED STATES OF AMERICA, | ) | Case No. 8:05CR326 |
|                           | ) |                    |
| Plaintiff,                | ) |                    |
|                           | ) |                    |
| v.                        | ) | ORDER              |
|                           | ) |                    |
| BRENDA SUE TIEFENTHALER,  | ) |                    |
|                           | ) |                    |
| Defendant.                | ) |                    |

IT IS ORDERED that defendant's Motion to Continue Plea and Sentencing Date (Filing No. 15) is granted. The **change of plea/sentencing** of the defendant is rescheduled before the undersigned in Courtroom No. 3, Third Floor, Roman L. Hruska U.S. Courthouse, 111 South 18th Plaza, Omaha, Nebraska, on **January 13, 2006, at 2:00 p.m.** Since this is a criminal case, the defendant shall be present, unless excused by the court. If an interpreter is required, one must be requested by the plaintiff in writing five (5) days in advance of the scheduled hearing.

The ends of justice will be served by granting the defendant's motion for a continuance, and outweigh the interests of the public and the defendant in a speedy trial. The additional time arising from the date of the motion to continue plea/sentencing to the date of the newly scheduled hearing, namely, **December 14, 2005, through January 13, 2006**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act, for the reason that defendant's counsel requires additional time to adequately prepare the case, taking into consideration due diligence of counsel and the novelty and complexity of this case, and the failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B).

DATED this 15th day of December, 2005.

BY THE COURT:

s/ Joseph F. Bataillon  
JOSEPH F. BATAILLON  
United States District Judge